

SENATE BILL NO. 328

IN THE LEGISLATURE OF THE STATE OF ALASKA

SEVENTEENTH LEGISLATURE - SECOND SESSION

BY SENATOR FISCHER

Introduced: 1/13/92
 Referred: HES, Judiciary

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to durational residency requirements for elected municipal officials and
 2 regional school board members, and for individuals appointed to fill vacancies in those
 3 offices."

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

5 * Section 1. AS 14.12.080 is amended to read:

6 Sec. 14.12.080. QUALIFICATION OF MEMBERS. To be eligible to be a member of
 7 a school board, a person must have the same qualifications as are necessary to be a municipal
 8 voter in the school district and the person must have been a resident of the school district for
 9 at least one year before being elected or appointed to office.

10 * Sec. 2. AS 29.10.200 is amended by adding a new paragraph to read:

11 (51) AS 29.20.615 (residency requirements for elected officials).

12 * Sec. 3. AS 29.20.140(a) is amended to read:

13 (a) Subject to (c) of this section and to AS 29.20.615, a [A] borough voter is eligible
 14 to be a member of the assembly and a city voter is eligible to be a member of the council. A

1 member of the governing body who ceases to be a voter in the municipality immediately forfeits
2 office.

3 * Sec. 4. AS 29.20.240(a) is amended to read:

4 (a) Subject to AS 29.20.615, a [A] voter of the municipality is eligible to hold the office
5 of mayor in a borough or first class city. A member of the city council is eligible to hold the
6 office of mayor in a second class city.

7 * Sec. 5. AS 29.20 is amended by adding a new section to read:

8 Sec. 29.20.615. RESIDENCY REQUIREMENTS FOR ELECTED OFFICIALS. (a)
9 Except as provided in AS 29.06.260, a candidate for an elected municipal office must have been
10 a resident of the municipality for at least one year before the election is held for that office. A
11 municipality may by ordinance increase the durational residency requirement by an additional
12 period of up to one year for the office of mayor or members of the governing body. A person
13 appointed to complete the term of an elected official who vacates an office must have been a
14 resident of the municipality for at least one year before the appointment.

15 (b) This section applies to home rule and general law municipalities.

16 * Sec. 6. APPLICATION. Notwithstanding the residency requirements of this Act, a person who,
17 on the effective date of this Act, has been elected to a municipal office or regional school board
18 membership or who is serving a term as a municipal official or regional school board member shall
19 continue to serve the term for which elected or appointed.

20 * Sec. 7. AS 29.10.040(a), AS 29.20.140(b), and 29.20.240(b) are repealed.